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OFFICE OF PETITIONS

In re Application of :
Root et al. :
Application No. 10/667,108 : NOTICE
Filed: September 19, 2003 :
Attorney Docket No.: 8379.006 :

This is a notice regarding your request for acceptance of a fee deficiency submission under 37 CFR 1.28 (entitled "NOTIFICATION OF ERROR IN PAYMENT OF FEE(S) AS SMALL ENTITY (37 C.F.R. § 1.28(c)), filed September 15, 2004.

The Office no longer investigates or rejects original or reissue applications under 37 CFR 1.56. **1098 Off. Gaz. Pat. Office 502 (January 3, 1989)**. Therefore, nothing in this Notice is intended to imply that an investigation was done.

The instant request included an itemization and payment of the deficiency in payment of the statutory basic filing fee, excess claim fees, independent claims fees and the statutory disclaimer fee.

Your fee deficiency submission under 37 CFR 1.28 is hereby **ACCEPTED**.

Payment of the deficiency has been treated under § 1.27(g)(2) as a notification of a loss of entitlement to small entity status.

Telephone inquiries related to this decision should be directed to the undersigned at 571-272-3219.


Nancy Johnson
Senior Petitions Attorney
Office of Petitions